

Senate File 497 - Reprinted

SENATE FILE 497
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 1284)

(As Amended and Passed by the Senate April 29, 2015)

A BILL FOR

1 An Act relating to appropriations to the justice system, and
2 including effective date provisions.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 DIVISION I
2 FY 2015-2016
3 APPROPRIATIONS

4 Section 1. DEPARTMENT OF JUSTICE.

5 1. There is appropriated from the general fund of the state
6 to the department of justice for the fiscal year beginning July
7 1, 2015, and ending June 30, 2016, the following amounts, or
8 so much thereof as is necessary, to be used for the purposes
9 designated:

10 a. For the general office of attorney general for salaries,
11 support, maintenance, and miscellaneous purposes, including
12 the prosecuting attorneys training program, matching funds
13 for federal violence against women grant programs, victim
14 assistance grants, office of drug control policy prosecuting
15 attorney program, and odometer fraud enforcement, and for not
16 more than the following full-time equivalent positions:

17	\$	7,989,905
18	FTEs	214.00

19 It is the intent of the general assembly that as a condition
20 of receiving the appropriation provided in this lettered
21 paragraph, the department of justice shall maintain a record
22 of the estimated time incurred representing each agency or
23 department.

24 b. For victim assistance grants:
25

26 The moneys appropriated in this lettered paragraph shall be
27 used to provide grants to care providers providing services to
28 crime victims of domestic abuse or to crime victims of rape and
29 sexual assault.

30 The balance of the victim compensation fund established in
31 section 915.94 may be used to provide salary and support of not
32 more than 24 FTEs and to provide maintenance for the victim
33 compensation functions of the department of justice.

34 The department of justice shall transfer at least \$150,000
35 from the victim compensation fund established in section 915.94

1 to the victim assistance grant program.

2 Notwithstanding section 8.33, moneys appropriated in this
3 paragraph "b" that remain unencumbered or unobligated at the
4 close of the fiscal year shall not revert but shall remain
5 available for expenditure for the purposes designated until the
6 close of the succeeding fiscal year.

7 c. For legal services for persons in poverty grants as
8 provided in section 13.34:

9 \$ 2,400,000

10 2. a. The department of justice, in submitting budget
11 estimates for the fiscal year commencing July 1, 2016, pursuant
12 to section 8.23, shall include a report of funding from sources
13 other than amounts appropriated directly from the general fund
14 of the state to the department of justice or to the office of
15 consumer advocate. These funding sources shall include but
16 are not limited to reimbursements from other state agencies,
17 commissions, boards, or similar entities, and reimbursements
18 from special funds or internal accounts within the department
19 of justice. The department of justice shall also report actual
20 reimbursements for the fiscal year commencing July 1, 2014,
21 and actual and expected reimbursements for the fiscal year
22 commencing July 1, 2015.

23 b. The department of justice shall include the report
24 required under paragraph "a", as well as information regarding
25 any revisions occurring as a result of reimbursements actually
26 received or expected at a later date, in a report to the
27 co-chairpersons and ranking members of the joint appropriations
28 subcommittee on the justice system and the legislative services
29 agency. The department of justice shall submit the report on
30 or before January 15, 2016.

31 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated
32 from the department of commerce revolving fund created in
33 section 546.12 to the office of consumer advocate of the
34 department of justice for the fiscal year beginning July 1,
35 2015, and ending June 30, 2016, the following amount, or so

1 much thereof as is necessary, to be used for the purposes
2 designated:

3 For salaries, support, maintenance, and miscellaneous
4 purposes, and for not more than the following full-time
5 equivalent positions:

6 \$ 3,137,588
7 FTEs 22.00

8 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

9 1. There is appropriated from the general fund of the state
10 to the department of corrections for the fiscal year beginning
11 July 1, 2015, and ending June 30, 2016, the following amounts,
12 or so much thereof as is necessary, to be used for the purposes
13 designated:

14 a. For the operation of the Fort Madison correctional
15 facility, including salaries, support, maintenance of services
16 at levels provided in the fiscal year beginning July 1, 2014,
17 and miscellaneous purposes:

18 \$ 44,443,584

19 b. For the operation of the Anamosa correctional facility,
20 including salaries, support, maintenance, and miscellaneous
21 purposes:

22 \$ 33,668,253

23 c. For the operation of the Oakdale correctional facility,
24 including salaries, support, maintenance, and miscellaneous
25 purposes:

26 \$ 60,408,092

27 d. For the operation of the Newton correctional facility,
28 including salaries, support, maintenance, and miscellaneous
29 purposes:

30 \$ 27,572,108

31 e. For the operation of the Mount Pleasant correctional
32 facility, including salaries, support, maintenance, and
33 miscellaneous purposes:

34 \$ 25,360,135

35 f. For the operation of the Rockwell City correctional

1 facility, including salaries, support, maintenance, and
2 miscellaneous purposes:
3 \$ 9,836,353

4 g. For the operation of the Clarinda correctional facility,
5 including salaries, support, maintenance, and miscellaneous
6 purposes:
7 \$ 25,933,430

8 Moneys received by the department of corrections as
9 reimbursement for services provided to the Clarinda youth
10 corporation are appropriated to the department and shall be
11 used for the purpose of operating the Clarinda correctional
12 facility.

13 h. For the operation of the Mitchellville correctional
14 facility, including salaries, support, maintenance, and
15 miscellaneous purposes:
16 \$ 22,724,581

17 i. For the operation of the Fort Dodge correctional
18 facility, including salaries, support, maintenance, and
19 miscellaneous purposes:
20 \$ 30,097,648

21 j. For reimbursement of counties for temporary confinement
22 of work release and parole violators, as provided in sections
23 901.7, 904.908, and 906.17, and for offenders confined pursuant
24 to section 904.513:

25 \$ 1,370,092
26 k. For federal prison reimbursement, reimbursements for
27 out-of-state placements, and miscellaneous contracts:
28 \$ 484,411

29 2. The department of corrections shall use moneys
30 appropriated in subsection 1 to continue to contract for the
31 services of a Muslim imam and a Native American spiritual
32 leader.

33 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.
34 There is appropriated from the general fund of the state to the
35 department of corrections for the fiscal year beginning July

1 1, 2015, and ending June 30, 2016, the following amounts, or
2 so much thereof as is necessary, to be used for the purposes
3 designated:

4 1. For general administration, including salaries, support,
5 maintenance, employment of an education director to administer
6 a centralized education program for the correctional system,
7 and miscellaneous purposes:

8 \$ 5,270,010

9 a. Each lease negotiated by the department of corrections
10 with a private corporation for the purpose of providing private
11 industry employment of inmates in a correctional institution
12 shall prohibit the private corporation from utilizing inmate
13 labor for partisan political purposes for any person seeking
14 election to public office in this state and that a violation
15 of this requirement shall result in a termination of the lease
16 agreement.

17 b. As a condition of receiving the appropriation provided
18 in this subsection the department of corrections shall not
19 enter into a lease or contractual agreement pursuant to section
20 904.809 with a private corporation for the use of building
21 space for the purpose of providing inmate employment without
22 providing that the terms of the lease or contract establish
23 safeguards to restrict, to the greatest extent feasible, access
24 by inmates working for the private corporation to personal
25 identifying information of citizens.

26 c. As a condition of receiving the appropriation provided
27 in this subsection the department of corrections shall not,
28 except as otherwise provided in paragraph "b", enter into a
29 new contract, unless the contract is a renewal of an existing
30 contract, for the expenditure of moneys in excess of \$100,000
31 during the fiscal year beginning July 1, 2015, for the
32 privatization of services performed by the department using
33 state employees as of July 1, 2015, or for the privatization
34 of new services by the department without prior consultation
35 with any applicable state employee organization affected

1 by the proposed new contract and prior notification of the
2 co-chairpersons and ranking members of the joint appropriations
3 subcommittee on the justice system.

4 d. The department of corrections shall add additional
5 correctional officer positions to the current number of
6 correctional officer positions as of July 1, 2015.

7 2. For educational programs for inmates at state penal
8 institutions:

9 \$ 2,608,109

10 a. To maximize the funding for educational programs,
11 the department shall establish guidelines and procedures to
12 prioritize the availability of educational and vocational
13 training for inmates based upon the goal of facilitating an
14 inmate's successful release from the correctional institution.

15 b. The director of the department of corrections may
16 transfer moneys from Iowa prison industries and the canteen
17 operating funds established pursuant to section 904.310, for
18 use in educational programs for inmates.

19 c. Notwithstanding section 8.33, moneys appropriated in
20 this subsection that remain unobligated or unexpended at the
21 close of the fiscal year shall not revert but shall remain
22 available to be used only for the purposes designated in this
23 subsection until the close of the succeeding fiscal year.

24 3. For the development of the Iowa corrections offender
25 network (ICON) data system:

26 \$ 2,000,000

27 4. For offender mental health and substance abuse
28 treatment:

29 \$ 22,319

30 5. For the fiscal year addressed by this section the
31 department of corrections shall continue to operate the
32 correctional farms under the control of the department at
33 the same or greater level of participation and involvement
34 as existed as of January 1, 2011; shall not enter into any
35 rental agreement or contract concerning any farmland under

1 the control of the department that is not subject to a rental
2 agreement or contract as of January 1, 2011, without prior
3 legislative approval; and shall further attempt to provide
4 job opportunities at the farms for inmates. The department
5 shall attempt to provide job opportunities at the farms for
6 inmates by encouraging labor-intensive farming or gardening
7 where appropriate; using inmates to grow produce and meat for
8 institutional consumption; researching the possibility of
9 instituting food canning and cook-and-chill operations; and
10 exploring opportunities for organic farming and gardening,
11 livestock ventures, horticulture, and specialized crops.

12 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
13 SERVICES.

14 1. There is appropriated from the general fund of the state
15 to the department of corrections for the fiscal year beginning
16 July 1, 2015, and ending June 30, 2016, for salaries, support,
17 maintenance, and miscellaneous purposes, the following amounts,
18 or so much thereof as is necessary, to be used for the purposes
19 designated:

20 a. For the first judicial district department of
21 correctional services:
22 \$ 14,834,839

23 It is the intent of the general assembly that the first
24 judicial district department of correctional services maintain
25 the drug courts operated by the district department.

26 b. For the second judicial district department of
27 correctional services:
28 \$ 11,533,719

29 It is the intent of the general assembly that the second
30 judicial district department of correctional services establish
31 and maintain two drug courts to be operated by the district
32 department.

33 c. For the third judicial district department of
34 correctional services:
35 \$ 7,262,125

1 d. For the fourth judicial district department of
2 correctional services:
3 \$ 5,653,088

4 e. For the fifth judicial district department of
5 correctional services, including funding for electronic
6 monitoring devices for use on a statewide basis:
7 \$ 21,247,775

8 It is the intent of the general assembly that the fifth
9 judicial district department of correctional services maintain
10 the drug court operated by the district department.

11 f. For the sixth judicial district department of
12 correctional services:
13 \$ 14,936,085

14 It is the intent of the general assembly that the sixth
15 judicial district department of correctional services maintain
16 the drug court operated by the district department.

17 g. For the seventh judicial district department of
18 correctional services:
19 \$ 7,880,839

20 It is the intent of the general assembly that the seventh
21 judicial district department of correctional services maintain
22 the drug court operated by the district department.

23 h. For the eighth judicial district department of
24 correctional services:
25 \$ 8,192,156

26 2. Each judicial district department of correctional
27 services, within the funding available, shall continue programs
28 and plans established within that district to provide for
29 intensive supervision, sex offender treatment, diversion of
30 low-risk offenders to the least restrictive sanction available,
31 job development, and expanded use of intermediate criminal
32 sanctions.

33 3. Each judicial district department of correctional
34 services shall provide alternatives to prison consistent with
35 chapter 901B. The alternatives to prison shall ensure public

1 safety while providing maximum rehabilitation to the offender.
2 A judicial district department of correctional services may
3 also establish a day program.

4 4. The governor's office of drug control policy shall
5 consider federal grants made to the department of corrections
6 for the benefit of each of the eight judicial district
7 departments of correctional services as local government
8 grants, as defined pursuant to federal regulations.

9 5. The department of corrections shall continue to contract
10 with a judicial district department of correctional services to
11 provide for the rental of electronic monitoring equipment which
12 shall be available statewide.

13 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
14 APPROPRIATIONS. Notwithstanding section 8.39, within the
15 moneys appropriated in this division of this Act to the
16 department of corrections, the department may reallocate the
17 moneys appropriated and allocated as necessary to best fulfill
18 the needs of the correctional institutions, administration
19 of the department, and the judicial district departments of
20 correctional services. However, in addition to complying with
21 the requirements of sections 904.116 and 905.8 and providing
22 notice to the legislative services agency, the department
23 of corrections shall also provide notice to the department
24 of management, prior to the effective date of the revision
25 or reallocation of an appropriation made pursuant to this
26 section. The department of corrections shall not reallocate an
27 appropriation or allocation for the purpose of eliminating any
28 program.

29 Sec. 7. INTENT — REPORTS.

30 1. The department of corrections in cooperation with
31 townships, the Iowa cemetery associations, and other nonprofit
32 or governmental entities may use inmate labor during the
33 fiscal year beginning July 1, 2015, to restore or preserve
34 rural cemeteries and historical landmarks. The department in
35 cooperation with the counties may also use inmate labor to

1 clean up roads, major water sources, and other water sources
2 around the state.

3 2. On a quarterly basis the department shall provide a
4 status report regarding private-sector employment to the
5 legislative services agency beginning on July 1, 2015. The
6 report shall include the number of offenders employed in the
7 private sector, the combined number of hours worked by the
8 offenders, the total amount of allowances, and the distribution
9 of allowances pursuant to section 904.702, including any moneys
10 deposited in the general fund of the state.

11 Sec. 8. ELECTRONIC MONITORING REPORT. The department of
12 corrections shall submit a report on electronic monitoring to
13 the general assembly, to the co-chairpersons and the ranking
14 members of the joint appropriations subcommittee on the justice
15 system, and to the legislative services agency by January
16 15, 2016. The report shall specifically address the number
17 of persons being electronically monitored and break down the
18 number of persons being electronically monitored by offense
19 committed. The report shall also include a comparison of any
20 data from the prior fiscal year with the current year.

21 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

22 1. As used in this section, unless the context otherwise
23 requires, "state agency" means the government of the state
24 of Iowa, including but not limited to all executive branch
25 departments, agencies, boards, bureaus, and commissions, the
26 judicial branch, the general assembly and all legislative
27 agencies, institutions within the purview of the state board of
28 regents, and any corporation whose primary function is to act
29 as an instrumentality of the state.

30 2. State agencies are encouraged to purchase products from
31 Iowa state industries, as defined in section 904.802, when
32 purchases are required and the products are available from
33 Iowa state industries. State agencies shall obtain bids from
34 Iowa state industries for purchases of office furniture during
35 the fiscal year beginning July 1, 2015, exceeding \$5,000 or

1 in accordance with applicable administrative rules related to
2 purchases for the agency.

3 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

4 1. There is appropriated from the general fund of the
5 state to the Iowa law enforcement academy for the fiscal year
6 beginning July 1, 2015, and ending June 30, 2016, the following
7 amount, or so much thereof as is necessary, to be used for the
8 purposes designated:

9 For salaries, support, maintenance, and miscellaneous
10 purposes, including jailer training and technical assistance,
11 and for not more than the following full-time equivalent
12 positions:

13	\$	1,003,214
14	FTEs	24.00

15 The Iowa law enforcement academy shall provide training
16 of state and local law enforcement personnel concerning
17 the recognition of and response to persons with Alzheimer's
18 disease.

19 The Iowa law enforcement academy may temporarily exceed and
20 draw more than the amount appropriated in this subsection and
21 incur a negative cash balance as long as there are receivables
22 equal to or greater than the negative balance and the amount
23 appropriated in this subsection is not exceeded at the close
24 of the fiscal year.

25 2. The Iowa law enforcement academy may select at least
26 five automobiles of the department of public safety, division
27 of state patrol, prior to turning over the automobiles to
28 the department of administrative services to be disposed
29 of by public auction, and the Iowa law enforcement academy
30 may exchange any automobile owned by the academy for each
31 automobile selected if the selected automobile is used in
32 training law enforcement officers at the academy. However, any
33 automobile exchanged by the academy shall be substituted for
34 the selected vehicle of the department of public safety and
35 sold by public auction with the receipts being deposited in the

1 depreciation fund to the credit of the department of public
2 safety, division of state patrol.

3 Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from
4 the general fund of the state to the office of the state public
5 defender of the department of inspections and appeals for the
6 fiscal year beginning July 1, 2015, and ending June 30, 2016,
7 the following amounts, or so much thereof as is necessary, to
8 be used for the purposes designated:

9 1. For salaries, support, maintenance, and miscellaneous
10 purposes, and for not more than the following full-time
11 equivalent positions:
12 \$ 26,032,243
13 FTEs 223.00

14 2. For payments on behalf of eligible adults and juveniles
15 from the indigent defense fund, in accordance with section
16 815.11:
17 \$ 29,751,929

18 Sec. 12. BOARD OF PAROLE. There is appropriated from the
19 general fund of the state to the board of parole for the fiscal
20 year beginning July 1, 2015, and ending June 30, 2016, the
21 following amount, or so much thereof as is necessary, to be
22 used for the purposes designated:

23 For salaries, support, maintenance, and miscellaneous
24 purposes, and for not more than the following full-time
25 equivalent positions:
26 \$ 1,204,583
27 FTEs 10.75

28 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

29 1. There is appropriated from the general fund of the
30 state to the department of public defense, for the fiscal year
31 beginning July 1, 2015, and ending June 30, 2016, the following
32 amounts, or so much thereof as is necessary, to be used for the
33 purposes designated:

34 For salaries, support, maintenance, and miscellaneous
35 purposes, and for not more than the following full-time

1 equivalent positions:

2	.....	\$	6,554,478
3	.....	FTEs	277.50

4 2. The department of public defense may temporarily exceed
5 and draw more than the amount appropriated in this section and
6 incur a negative cash balance as long as there are receivables
7 of federal funds equal to or greater than the negative balance
8 and the amount appropriated in this section is not exceeded at
9 the close of the fiscal year.

10 Sec. 14. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
11 MANAGEMENT.

12 1. There is appropriated from the general fund of the state
13 to the department of homeland security and emergency management
14 for the fiscal year beginning July 1, 2015, and ending June
15 30, 2016, the following amounts, or so much thereof as is
16 necessary, to be used for the purposes designated:

17 For salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20	.....	\$	2,229,623
21	.....	FTEs	35.95

22 2. The department of homeland security and emergency
23 management may temporarily exceed and draw more than the amount
24 appropriated in this section and incur a negative cash balance
25 as long as there are receivables of federal funds equal to or
26 greater than the negative balance and the amount appropriated
27 in this section is not exceeded at the close of the fiscal
28 year.

29 3. The department of homeland security and emergency
30 management shall work in conjunction with the department of
31 public safety, to the extent possible, when gathering and
32 analyzing information related to potential domestic or foreign
33 security threats, and when monitoring such threats.

34 Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
35 from the general fund of the state to the department of public

1 safety for the fiscal year beginning July 1, 2015, and ending
2 June 30, 2016, the following amounts, or so much thereof as is
3 necessary, to be used for the purposes designated:

4 1. For the department's administrative functions, including
5 the criminal justice information system, and for not more than
6 the following full-time equivalent positions:

7 \$ 4,183,349
8 FTEs 38.00

9 2. For the division of criminal investigation, including
10 the state's contribution to the peace officers' retirement,
11 accident, and disability system provided in chapter 97A in the
12 amount of the state's normal contribution rate, as defined in
13 section 97A.8, multiplied by the salaries for which the moneys
14 are appropriated, to meet federal fund matching requirements,
15 for human trafficking enforcement, and for not more than the
16 following full-time equivalent positions:

17 \$ 13,775,414
18 FTEs 160.00

19 3. For the criminalistics laboratory fund created in
20 section 691.9:

21 \$ 302,345

22 4. a. For the division of narcotics enforcement, including
23 the state's contribution to the peace officers' retirement,
24 accident, and disability system provided in chapter 97A in the
25 amount of the state's normal contribution rate, as defined in
26 section 97A.8, multiplied by the salaries for which the moneys
27 are appropriated, to meet federal fund matching requirements,
28 and for not more than the following full-time equivalent
29 positions:

30 \$ 7,316,635
31 FTEs 65.50

32 b. For the division of narcotics enforcement for undercover
33 purchases:

34 \$ 109,042

35 5. For the division of state fire marshal, for fire

1 protection services as provided through the state fire service
2 and emergency response council as created in the department,
3 and for the state's contribution to the peace officers'
4 retirement, accident, and disability system provided in chapter
5 97A in the amount of the state's normal contribution rate,
6 as defined in section 97A.8, multiplied by the salaries for
7 which the moneys are appropriated, and for not more than the
8 following full-time equivalent positions:

9 \$ 4,590,556
10 FTEs 53.00

11 6. For the division of state patrol, for salaries, support,
12 maintenance, workers' compensation costs, and miscellaneous
13 purposes, including the state's contribution to the peace
14 officers' retirement, accident, and disability system provided
15 in chapter 97A in the amount of the state's normal contribution
16 rate, as defined in section 97A.8, multiplied by the salaries
17 for which the moneys are appropriated, and for not more than
18 the following full-time equivalent positions:

19 \$ 60,920,291
20 FTEs 512.00

21 7. For deposit in the sick leave benefits fund established
22 under section 80.42 for all departmental employees eligible to
23 receive benefits for accrued sick leave under the collective
24 bargaining agreement:

25 \$ 279,517

26 8. For costs associated with the training and equipment
27 needs of volunteer fire fighters:

28 \$ 825,520

29 a. Notwithstanding section 8.33, moneys appropriated in
30 this subsection that remain unencumbered or unobligated at the
31 close of the fiscal year shall not revert but shall remain
32 available for expenditure only for the purpose designated in
33 this subsection until the close of the succeeding fiscal year.

34 b. Notwithstanding section 8.39, the department of public
35 safety may reallocate moneys appropriated in this section

1 as necessary to best fulfill the needs provided for in the
2 appropriation. However, the department shall not reallocate
3 moneys appropriated to the department in this section unless
4 notice of the reallocation is given to the legislative services
5 agency and the department of management prior to the effective
6 date of the reallocation. The notice shall include information
7 regarding the rationale for reallocating the moneys. The
8 department shall not reallocate moneys appropriated in this
9 section for the purpose of eliminating any program.

10 9. For the public safety interoperable and broadband
11 communications fund established in section 80.44:

12 \$ 154,661

13 Sec. 16. GAMING ENFORCEMENT.

14 1. There is appropriated from the gaming enforcement
15 revolving fund created in section 80.43 to the department of
16 public safety for the fiscal year beginning July 1, 2015, and
17 ending June 30, 2016, the following amount, or so much thereof
18 as is necessary, to be used for the purposes designated:

19 For any direct support costs for agents and officers of
20 the division of criminal investigation's excursion gambling
21 boat, gambling structure, and racetrack enclosure enforcement
22 activities, including salaries, support, maintenance, and
23 miscellaneous purposes, and for not more than the following
24 full-time equivalent positions:

25 \$ 10,898,008

26 FTEs 102.00

27 2. For each additional license to conduct gambling games on
28 an excursion gambling boat, gambling structure, or racetrack
29 enclosure issued during the fiscal year beginning July 1, 2015,
30 there is appropriated from the gaming enforcement fund to the
31 department of public safety for the fiscal year beginning July
32 1, 2015, and ending June 30, 2016, an additional amount of not
33 more than \$300,000 to be used for not more than 3 additional
34 full-time equivalent positions.

35 3. The department of public safety, with the approval of the

1 department of management, may employ no more than three special
2 agents for each additional riverboat or gambling structure
3 regulated after July 1, 2015, and three special agents for
4 each racing facility which becomes operational during the
5 fiscal year which begins July 1, 2015. Positions authorized
6 in this subsection are in addition to the full-time equivalent
7 positions otherwise authorized in this section.

8 Sec. 17. CIVIL RIGHTS COMMISSION.

9 1. There is appropriated from the general fund of the state
10 to the Iowa state civil rights commission for the fiscal year
11 beginning July 1, 2015, and ending June 30, 2016, the following
12 amount, or so much thereof as is necessary, to be used for the
13 purposes designated:

14 For salaries, support, maintenance, and miscellaneous
15 purposes, and for not more than the following full-time
16 equivalent positions:

17	\$	1,169,540
18	FTEs	28.00

19 2. The Iowa state civil rights commission may enter into
20 a contract with a nonprofit organization to provide legal
21 assistance to resolve civil rights complaints.

22 Sec. 18. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

23 1. There is appropriated from the general fund of the state
24 to the criminal and juvenile justice planning division of the
25 department of human rights for the fiscal year beginning July
26 1, 2015, and ending June 30, 2016, the following amounts, or
27 so much thereof as is necessary, to be used for the purposes
28 designated:

29 For salaries, support, maintenance, and miscellaneous
30 purposes, and for not more than the following full-time
31 equivalent positions:

32	\$	1,260,105
33	FTEs	12.15

34 2. The criminal and juvenile justice planning advisory
35 council and the juvenile justice advisory council shall

1 coordinate their efforts in carrying out their respective
2 duties relative to juvenile justice.

3 Sec. 19. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
4 MANAGEMENT. There is appropriated from the E911 emergency
5 communications fund created in section 34A.7A to the department
6 of homeland security and emergency management for the fiscal
7 year beginning July 1, 2015, and ending June 30, 2016, the
8 following amount, or so much thereof as is necessary, to be
9 used for the purposes designated:

10 For implementation, support, and maintenance of the
11 functions of the administrator and program manager under
12 chapter 34A and to employ the auditor of the state to perform
13 an annual audit of the E911 emergency communications fund:
14 \$ 250,000

15 Sec. 20. NEW SECTION. 710A.6 Outreach, public awareness,
16 and training programs.

17 The crime victim assistance division of the department of
18 justice, in cooperation with other governmental agencies and
19 nongovernmental or community organizations, shall develop and
20 conduct outreach, public awareness, and training programs for
21 the general public, law enforcement agencies, first responders,
22 potential victims, and persons conducting or regularly dealing
23 with businesses or other ventures that have a high statistical
24 incidence of debt bondage or forced labor or services. The
25 programs shall train participants to recognize and report
26 incidents of human trafficking and to suppress the demand that
27 fosters exploitation of persons and leads to human trafficking.

28 Sec. 21. Section 915.80, Code 2015, is amended by adding the
29 following new subsections:

30 NEW SUBSECTION. 4A. "Emergency relocation" means a
31 relocation that takes place within thirty days of the date of a
32 crime or the discovery of a crime, or within thirty days after
33 a crime could reasonably be reported. "Emergency relocation"
34 also includes a relocation that takes place within the thirty
35 days before or after an offender related to the crime is

1 released from incarceration.

2 NEW SUBSECTION. 4B. *"Housing assistance"* means living
3 expenses associated with owning or renting housing, including
4 essential utilities, intended to maintain or reestablish the
5 living arrangement, health, and safety of a victim impacted by
6 a crime.

7 Sec. 22. Section 915.84, Code 2015, is amended by adding the
8 following new subsection:

9 NEW SUBSECTION. 1A. The department may waive, for good
10 cause shown, the requirement that an emergency relocation must
11 take place within thirty days of the date or discovery of a
12 crime or within thirty days before or after the offender is
13 released from incarceration.

14 Sec. 23. Section 915.86, Code 2015, is amended by adding the
15 following new subsections:

16 NEW SUBSECTION. 16. Reasonable charges incurred by a
17 victim, a secondary victim, the survivor of a homicide victim
18 as described in subsection 9, or by a victim service program on
19 behalf of a victim, for emergency relocation expenses, not to
20 exceed one thousand dollars per person per lifetime.

21 NEW SUBSECTION. 17. Reasonable expenses incurred by a
22 victim, or by a victim service program on behalf of a victim,
23 for up to three months of housing assistance, not to exceed two
24 thousand dollars per person per lifetime.

25 Sec. 24. Section 915.94, Code 2015, is amended to read as
26 follows:

27 **915.94 Victim compensation fund.**

28 A victim compensation fund is established as a separate
29 fund in the state treasury. Moneys deposited in the fund
30 shall be administered by the department and dedicated to and
31 used for the purposes of section 915.41 and this subchapter.
32 In addition, the department may use moneys from the fund
33 for the purpose of the department's prosecutor-based victim
34 service coordination, including the duties defined in sections
35 910.3 and 910.6 and this chapter, and for the award of funds

1 to programs that provide services and support to victims of
2 domestic abuse or sexual assault as provided in chapter 236,
3 to victims under section 710A.2, and for the support of an
4 automated victim notification system established in section
5 915.10A. ~~The~~ For each fiscal year, the department may also
6 use up to ~~one~~ three hundred thousand dollars from the fund
7 to provide training for victim service providers, to provide
8 training for related professionals concerning victim service
9 programming, and to provide training concerning homicide,
10 domestic assault, sexual assault, stalking, harassment,
11 and human trafficking as required by section 710A.6.

12 Notwithstanding section 8.33, any balance in the fund on June
13 30 of any fiscal year shall not revert to the general fund of
14 the state.

15 Sec. 25. Section 915.95, Code 2015, is amended to read as
16 follows:

17 **915.95 Human trafficking victim fund.**

18 A fund is created as a separate fund in the state treasury.
19 Moneys deposited in the fund shall be administered by the
20 department and dedicated to and used for awarding moneys to
21 programs that provide services and support to victims of human
22 trafficking under section 710A.2, including the purposes of
23 public outreach and awareness programs and service provider
24 training programs, training local law enforcement and county
25 attorneys about recognizing human trafficking and aiding the
26 victims of human trafficking, and providing grants to local law
27 enforcement agencies for overtime costs incurred investigating
28 human trafficking offenses and making arrests. Notwithstanding
29 section 8.33, any balance in the fund on June 30 of any fiscal
30 year shall not revert to the general fund of the state.

31 Sec. 26. 2012 Iowa Acts, chapter 1138, section 7, subsection
32 1, is amended to read as follows:

33 1. A mortgage servicing settlement fund is established,
34 separate and apart from all other public moneys or funds of
35 the state, under the control of the department of justice.

1 The department of justice shall deposit moneys received
2 by the department from the joint state-federal mortgage
3 servicing settlement into the fund. The department of
4 justice is authorized to make expenditures of moneys in the
5 fund consistent with the terms of the consent decree signed
6 in federal court on April 5, 2012. Any unencumbered or
7 unobligated moneys remaining in the fund on June 30, 2015,
8 shall be transferred to the ~~general fund of the state~~ human
9 trafficking victim fund created in section 915.95.

10 Sec. 27. EFFECTIVE UPON ENACTMENT. The following provision
11 of this division, being deemed of immediate importance, takes
12 effect upon enactment:

13 1. The section of this Act amending 2012 Iowa Acts, chapter
14 1138, section 7, subsection 1.

15 DIVISION II

16 FY 2016-2017

17 APPROPRIATIONS

18 Sec. 28. DEPARTMENT OF JUSTICE.

19 1. There is appropriated from the general fund of the state
20 to the department of justice for the fiscal year beginning July
21 1, 2016, and ending June 30, 2017, the following amounts, or
22 so much thereof as is necessary, to be used for the purposes
23 designated:

24 a. For the general office of attorney general for salaries,
25 support, maintenance, and miscellaneous purposes, including
26 the prosecuting attorneys training program, matching funds
27 for federal violence against women grant programs, victim
28 assistance grants, office of drug control policy prosecuting
29 attorney program, and odometer fraud enforcement, and for not
30 more than the following full-time equivalent positions:

31	\$	3,994,953
32	FTEs	214.00

33 As a condition of receiving the appropriation provided
34 in this lettered paragraph, the department of justice shall
35 maintain a record of the estimated time incurred representing

1 each agency or department.

2 b. For victim assistance grants:

3 \$ 3,367,200

4 The moneys appropriated in this lettered paragraph shall be
5 used to provide grants to care providers providing services to
6 crime victims of domestic abuse or to crime victims of rape and
7 sexual assault.

8 The balance of the victim compensation fund established in
9 section 915.94 may be used to provide salary and support of not
10 more than 24 FTEs and to provide maintenance for the victim
11 compensation functions of the department of justice.

12 The department of justice shall transfer at least \$150,000
13 from the victim compensation fund established in section 915.94
14 to the victim assistance grant program.

15 Notwithstanding section 8.33, moneys appropriated in this
16 paragraph "b" that remain unencumbered or unobligated at the
17 close of the fiscal year shall not revert but shall remain
18 available for expenditure for the purposes designated until the
19 close of the succeeding fiscal year.

20 c. For legal services for persons in poverty grants as
21 provided in section 13.34:

22 \$ 1,200,000

23 2. a. The department of justice, in submitting budget
24 estimates for the fiscal year commencing July 1, 2017, pursuant
25 to section 8.23, shall include a report of funding from sources
26 other than amounts appropriated directly from the general fund
27 of the state to the department of justice or to the office of
28 consumer advocate. These funding sources shall include but
29 are not limited to reimbursements from other state agencies,
30 commissions, boards, or similar entities, and reimbursements
31 from special funds or internal accounts within the department
32 of justice. The department of justice shall also report actual
33 reimbursements for the fiscal year commencing July 1, 2015,
34 and actual and expected reimbursements for the fiscal year
35 commencing July 1, 2016.

1 b. The department of justice shall include the report
2 required under paragraph "a", as well as information regarding
3 any revisions occurring as a result of reimbursements actually
4 received or expected at a later date, in a report to the
5 co-chairpersons and ranking members of the joint appropriations
6 subcommittee on the justice system and the legislative services
7 agency. The department of justice shall submit the report on
8 or before January 15, 2017.

9 Sec. 29. OFFICE OF CONSUMER ADVOCATE. There is appropriated
10 from the department of commerce revolving fund created in
11 section 546.12 to the office of consumer advocate of the
12 department of justice for the fiscal year beginning July 1,
13 2016, and ending June 30, 2017, the following amount, or so
14 much thereof as is necessary, to be used for the purposes
15 designated:

16 For salaries, support, maintenance, and miscellaneous
17 purposes, and for not more than the following full-time
18 equivalent positions:

19 \$ 1,568,794
20 FTEs 22.00

21 Sec. 30. DEPARTMENT OF CORRECTIONS — FACILITIES.

22 1. There is appropriated from the general fund of the state
23 to the department of corrections for the fiscal year beginning
24 July 1, 2016, and ending June 30, 2017, the following amounts,
25 or so much thereof as is necessary, to be used for the purposes
26 designated:

27 a. For the operation of the Fort Madison correctional
28 facility, including salaries, support, maintenance of services
29 at levels provided in the fiscal year beginning July 1, 2014,
30 and miscellaneous purposes:

31 \$ 22,221,792

32 b. For the operation of the Anamosa correctional facility,
33 including salaries, support, maintenance, and miscellaneous
34 purposes:

35 \$ 16,834,127

- 1 c. For the operation of the Oakdale correctional facility,
2 including salaries, support, maintenance, and miscellaneous
3 purposes:
4 \$ 30,204,046
- 5 d. For the operation of the Newton correctional facility,
6 including salaries, support, maintenance, and miscellaneous
7 purposes:
8 \$ 13,786,054
- 9 e. For the operation of the Mount Pleasant correctional
10 facility, including salaries, support, maintenance, and
11 miscellaneous purposes:
12 \$ 12,680,067
- 13 f. For the operation of the Rockwell City correctional
14 facility, including salaries, support, maintenance, and
15 miscellaneous purposes:
16 \$ 4,918,177
- 17 g. For the operation of the Clarinda correctional facility,
18 including salaries, support, maintenance, and miscellaneous
19 purposes:
20 \$ 12,966,715
- 21 Moneys received by the department of corrections as
22 reimbursement for services provided to the Clarinda youth
23 corporation are appropriated to the department and shall be
24 used for the purpose of operating the Clarinda correctional
25 facility.
- 26 h. For the operation of the Mitchellville correctional
27 facility, including salaries, support, maintenance, and
28 miscellaneous purposes:
29 \$ 11,362,290
- 30 i. For the operation of the Fort Dodge correctional
31 facility, including salaries, support, maintenance, and
32 miscellaneous purposes:
33 \$ 15,048,824
- 34 j. For reimbursement of counties for temporary confinement
35 of work release and parole violators, as provided in sections

1 901.7, 904.908, and 906.17, and for offenders confined pursuant
2 to section 904.513:

3 \$ 685,046

4 k. For federal prison reimbursement, reimbursements for
5 out-of-state placements, and miscellaneous contracts:

6 \$ 242,204

7 2. The department of corrections shall use moneys
8 appropriated in subsection 1 to continue to contract for the
9 services of a Muslim imam and a Native American spiritual
10 leader.

11 Sec. 31. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

12 There is appropriated from the general fund of the state to the
13 department of corrections for the fiscal year beginning July
14 1, 2016, and ending June 30, 2017, the following amounts, or
15 so much thereof as is necessary, to be used for the purposes
16 designated:

17 1. For general administration, including salaries, support,
18 maintenance, employment of an education director to administer
19 a centralized education program for the correctional system,
20 and miscellaneous purposes:

21 \$ 2,635,005

22 a. Each lease negotiated by the department of corrections
23 with a private corporation for the purpose of providing private
24 industry employment of inmates in a correctional institution
25 shall prohibit the private corporation from utilizing inmate
26 labor for partisan political purposes for any person seeking
27 election to public office in this state and that a violation
28 of this requirement shall result in a termination of the lease
29 agreement.

30 b. As a condition of receiving the appropriation provided
31 in this subsection the department of corrections shall not
32 enter into a lease or contractual agreement pursuant to section
33 904.809 with a private corporation for the use of building
34 space for the purpose of providing inmate employment without
35 providing that the terms of the lease or contract establish

1 safeguards to restrict, to the greatest extent feasible, access
2 by inmates working for the private corporation to personal
3 identifying information of citizens.

4 c. As a condition of receiving the appropriation provided
5 in this subsection the department of corrections shall not,
6 except as otherwise provided in paragraph "b", enter into a
7 new contract, unless the contract is a renewal of an existing
8 contract, for the expenditure of moneys in excess of \$100,000
9 during the fiscal year beginning July 1, 2016, for the
10 privatization of services performed by the department using
11 state employees as of July 1, 2016, or for the privatization
12 of new services by the department without prior consultation
13 with any applicable state employee organization affected
14 by the proposed new contract and prior notification of the
15 co-chairpersons and ranking members of the joint appropriations
16 subcommittee on the justice system.

17 d. The department of corrections shall add additional
18 correctional officer positions to the current number of
19 correctional officer positions as of July 1, 2016.

20 2. For educational programs for inmates at state penal
21 institutions:

22 \$ 1,304,055

23 a. To maximize the funding for educational programs,
24 the department shall establish guidelines and procedures to
25 prioritize the availability of educational and vocational
26 training for inmates based upon the goal of facilitating an
27 inmate's successful release from the correctional institution.

28 b. The director of the department of corrections may
29 transfer moneys from Iowa prison industries and the canteen
30 operating funds established pursuant to section 904.310, for
31 use in educational programs for inmates.

32 c. Notwithstanding section 8.33, moneys appropriated in
33 this subsection that remain unobligated or unexpended at the
34 close of the fiscal year shall not revert but shall remain
35 available to be used only for the purposes designated in this

1 subsection until the close of the succeeding fiscal year.

2 3. For the development of the Iowa corrections offender
3 network (ICON) data system:

4 \$ 1,000,000

5 4. For offender mental health and substance abuse
6 treatment:

7 \$ 11,159

8 5. For the fiscal year addressed by this section the
9 department of corrections shall continue to operate the
10 correctional farms under the control of the department at
11 the same or greater level of participation and involvement
12 as existed as of January 1, 2011; shall not enter into any
13 rental agreement or contract concerning any farmland under
14 the control of the department that is not subject to a rental
15 agreement or contract as of January 1, 2011, without prior
16 legislative approval; and shall further attempt to provide
17 job opportunities at the farms for inmates. The department
18 shall attempt to provide job opportunities at the farms for
19 inmates by encouraging labor-intensive farming or gardening
20 where appropriate; using inmates to grow produce and meat for
21 institutional consumption; researching the possibility of
22 instituting food canning and cook-and-chill operations; and
23 exploring opportunities for organic farming and gardening,
24 livestock ventures, horticulture, and specialized crops.

25 Sec. 32. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
26 SERVICES.

27 1. There is appropriated from the general fund of the state
28 to the department of corrections for the fiscal year beginning
29 July 1, 2016, and ending June 30, 2017, for salaries, support,
30 maintenance, and miscellaneous purposes, the following amounts,
31 or so much thereof as is necessary, to be used for the purposes
32 designated:

33 a. For the first judicial district department of
34 correctional services:

35 \$ 7,417,420

1 It is the intent of the general assembly that the first
2 judicial district department of correctional services maintain
3 the drug courts operated by the district department.

4 b. For the second judicial district department of
5 correctional services:

6 \$ 5,766,859

7 It is the intent of the general assembly that the second
8 judicial district department of correctional services establish
9 and maintain two drug courts to be operated by the district
10 department.

11 c. For the third judicial district department of
12 correctional services:

13 \$ 3,631,063

14 d. For the fourth judicial district department of
15 correctional services:

16 \$ 2,826,544

17 e. For the fifth judicial district department of
18 correctional services, including funding for electronic
19 monitoring devices for use on a statewide basis:

20 \$ 10,623,887

21 It is the intent of the general assembly that the fifth
22 judicial district department of correctional services maintain
23 the drug court operated by the district department.

24 f. For the sixth judicial district department of
25 correctional services:

26 \$ 7,468,043

27 It is the intent of the general assembly that the sixth
28 judicial district department of correctional services maintain
29 the drug court operated by the district department.

30 g. For the seventh judicial district department of
31 correctional services:

32 \$ 3,940,419

33 It is the intent of the general assembly that the seventh
34 judicial district department of correctional services maintain
35 the drug court operated by the district department.

1 h. For the eighth judicial district department of
2 correctional services:
3 \$ 4,096,078

4 2. Each judicial district department of correctional
5 services, within the funding available, shall continue programs
6 and plans established within that district to provide for
7 intensive supervision, sex offender treatment, diversion of
8 low-risk offenders to the least restrictive sanction available,
9 job development, and expanded use of intermediate criminal
10 sanctions.

11 3. Each judicial district department of correctional
12 services shall provide alternatives to prison consistent with
13 chapter 901B. The alternatives to prison shall ensure public
14 safety while providing maximum rehabilitation to the offender.
15 A judicial district department of correctional services may
16 also establish a day program.

17 4. The governor's office of drug control policy shall
18 consider federal grants made to the department of corrections
19 for the benefit of each of the eight judicial district
20 departments of correctional services as local government
21 grants, as defined pursuant to federal regulations.

22 5. The department of corrections shall continue to contract
23 with a judicial district department of correctional services to
24 provide for the rental of electronic monitoring equipment which
25 shall be available statewide.

26 Sec. 33. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
27 APPROPRIATIONS. Notwithstanding section 8.39, within the
28 moneys appropriated in this division of this Act to the
29 department of corrections, the department may reallocate the
30 moneys appropriated and allocated as necessary to best fulfill
31 the needs of the correctional institutions, administration
32 of the department, and the judicial district departments of
33 correctional services. However, in addition to complying with
34 the requirements of sections 904.116 and 905.8 and providing
35 notice to the legislative services agency, the department

1 of corrections shall also provide notice to the department
2 of management, prior to the effective date of the revision
3 or reallocation of an appropriation made pursuant to this
4 section. The department of corrections shall not reallocate an
5 appropriation or allocation for the purpose of eliminating any
6 program.

7 Sec. 34. INTENT — REPORTS.

8 1. The department of corrections in cooperation with
9 townships, the Iowa cemetery associations, and other nonprofit
10 or governmental entities may use inmate labor during the
11 fiscal year beginning July 1, 2016, to restore or preserve
12 rural cemeteries and historical landmarks. The department in
13 cooperation with the counties may also use inmate labor to
14 clean up roads, major water sources, and other water sources
15 around the state.

16 2. On a quarterly basis the department shall provide a
17 status report regarding private-sector employment to the
18 legislative services agency beginning on July 1, 2016. The
19 report shall include the number of offenders employed in the
20 private sector, the combined number of hours worked by the
21 offenders, the total amount of allowances, and the distribution
22 of allowances pursuant to section 904.702, including any moneys
23 deposited in the general fund of the state.

24 Sec. 35. ELECTRONIC MONITORING REPORT. The department of
25 corrections shall submit a report on electronic monitoring to
26 the general assembly, to the co-chairpersons and the ranking
27 members of the joint appropriations subcommittee on the justice
28 system, and to the legislative services agency by January
29 15, 2017. The report shall specifically address the number
30 of persons being electronically monitored and break down the
31 number of persons being electronically monitored by offense
32 committed. The report shall also include a comparison of any
33 data from the prior fiscal year with the current year.

34 Sec. 36. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

35 1. As used in this section, unless the context otherwise

1 requires, "state agency" means the government of the state
2 of Iowa, including but not limited to all executive branch
3 departments, agencies, boards, bureaus, and commissions, the
4 judicial branch, the general assembly and all legislative
5 agencies, institutions within the purview of the state board of
6 regents, and any corporation whose primary function is to act
7 as an instrumentality of the state.

8 2. State agencies are encouraged to purchase products from
9 Iowa state industries, as defined in section 904.802, when
10 purchases are required and the products are available from
11 Iowa state industries. State agencies shall obtain bids from
12 Iowa state industries for purchases of office furniture during
13 the fiscal year beginning July 1, 2016, exceeding \$5,000 or
14 in accordance with applicable administrative rules related to
15 purchases for the agency.

16 Sec. 37. IOWA LAW ENFORCEMENT ACADEMY.

17 1. There is appropriated from the general fund of the
18 state to the Iowa law enforcement academy for the fiscal year
19 beginning July 1, 2016, and ending June 30, 2017, the following
20 amount, or so much thereof as is necessary, to be used for the
21 purposes designated:

22 For salaries, support, maintenance, and miscellaneous
23 purposes, including jailer training and technical assistance,
24 and for not more than the following full-time equivalent
25 positions:

26	\$	501,607
27	FTEs	24.00

28 The Iowa law enforcement academy shall provide training
29 of state and local law enforcement personnel concerning
30 the recognition of and response to persons with Alzheimer's
31 disease.

32 The Iowa law enforcement academy may temporarily exceed and
33 draw more than the amount appropriated in this subsection and
34 incur a negative cash balance as long as there are receivables
35 equal to or greater than the negative balance and the amount

1 appropriated in this subsection is not exceeded at the close
2 of the fiscal year.

3 2. The Iowa law enforcement academy may select at least
4 five automobiles of the department of public safety, division
5 of state patrol, prior to turning over the automobiles to
6 the department of administrative services to be disposed
7 of by public auction, and the Iowa law enforcement academy
8 may exchange any automobile owned by the academy for each
9 automobile selected if the selected automobile is used in
10 training law enforcement officers at the academy. However, any
11 automobile exchanged by the academy shall be substituted for
12 the selected vehicle of the department of public safety and
13 sold by public auction with the receipts being deposited in the
14 depreciation fund to the credit of the department of public
15 safety, division of state patrol.

16 Sec. 38. STATE PUBLIC DEFENDER. There is appropriated from
17 the general fund of the state to the office of the state public
18 defender of the department of inspections and appeals for the
19 fiscal year beginning July 1, 2016, and ending June 30, 2017,
20 the following amounts, or so much thereof as is necessary, to
21 be used for the purposes designated:

- 22 1. For salaries, support, maintenance, and miscellaneous
- 23 purposes, and for not more than the following full-time
- 24 equivalent positions:
- 25 \$ 13,016,122
- 26 FTEs 223.00

- 27 2. For payments on behalf of eligible adults and juveniles
- 28 from the indigent defense fund, in accordance with section
- 29 815.11:
- 30 \$ 14,875,964

31 Sec. 39. BOARD OF PAROLE. There is appropriated from the
32 general fund of the state to the board of parole for the fiscal
33 year beginning July 1, 2016, and ending June 30, 2017, the
34 following amount, or so much thereof as is necessary, to be
35 used for the purposes designated:

1 For salaries, support, maintenance, and miscellaneous
2 purposes, and for not more than the following full-time
3 equivalent positions:

4 \$ 602,292
5 FTEs 10.75

6 Sec. 40. DEPARTMENT OF PUBLIC DEFENSE.

7 1. There is appropriated from the general fund of the
8 state to the department of public defense, for the fiscal year
9 beginning July 1, 2016, and ending June 30, 2017, the following
10 amounts, or so much thereof as is necessary, to be used for the
11 purposes designated:

12 For salaries, support, maintenance, and miscellaneous
13 purposes, and for not more than the following full-time
14 equivalent positions:

15 \$ 3,277,239
16 FTEs 277.50

17 2. The department of public defense may temporarily exceed
18 and draw more than the amount appropriated in this section and
19 incur a negative cash balance as long as there are receivables
20 of federal funds equal to or greater than the negative balance
21 and the amount appropriated in this section is not exceeded at
22 the close of the fiscal year.

23 Sec. 41. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
24 MANAGEMENT.

25 1. There is appropriated from the general fund of the state
26 to the department of homeland security and emergency management
27 for the fiscal year beginning July 1, 2016, and ending June
28 30, 2017, the following amounts, or so much thereof as is
29 necessary, to be used for the purposes designated:

30 For salaries, support, maintenance, and miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33 \$ 1,114,811
34 FTEs 35.95

35 2. The department of homeland security and emergency

1 management may temporarily exceed and draw more than the amount
2 appropriated in this section and incur a negative cash balance
3 as long as there are receivables of federal funds equal to or
4 greater than the negative balance and the amount appropriated
5 in this section is not exceeded at the close of the fiscal
6 year.

7 3. The department of homeland security and emergency
8 management shall work in conjunction with the department of
9 public safety, to the extent possible, when gathering and
10 analyzing information related to potential domestic or foreign
11 security threats, and when monitoring such threats.

12 Sec. 42. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
13 from the general fund of the state to the department of public
14 safety for the fiscal year beginning July 1, 2016, and ending
15 June 30, 2017, the following amounts, or so much thereof as is
16 necessary, to be used for the purposes designated:

17 1. For the department's administrative functions, including
18 the criminal justice information system, and for not more than
19 the following full-time equivalent positions:

20 \$ 2,091,674
21 FTEs 38.00

22 2. For the division of criminal investigation, including
23 the state's contribution to the peace officers' retirement,
24 accident, and disability system provided in chapter 97A in the
25 amount of the state's normal contribution rate, as defined in
26 section 97A.8, multiplied by the salaries for which the moneys
27 are appropriated, to meet federal fund matching requirements,
28 for human trafficking enforcement, and for not more than the
29 following full-time equivalent positions:

30 \$ 6,887,707
31 FTEs 160.00

32 3. For the criminalistics laboratory fund created in
33 section 691.9:

34 \$ 151,173

35 4. a. For the division of narcotics enforcement, including

1 the state's contribution to the peace officers' retirement,
2 accident, and disability system provided in chapter 97A in the
3 amount of the state's normal contribution rate, as defined in
4 section 97A.8, multiplied by the salaries for which the moneys
5 are appropriated, to meet federal fund matching requirements,
6 and for not more than the following full-time equivalent
7 positions:

8 \$ 3,658,317
9 FTEs 65.50

10 b. For the division of narcotics enforcement for undercover
11 purchases:

12 \$ 54,521

13 5. For the division of state fire marshal, for fire
14 protection services as provided through the state fire service
15 and emergency response council as created in the department,
16 and for the state's contribution to the peace officers'
17 retirement, accident, and disability system provided in chapter
18 97A in the amount of the state's normal contribution rate,
19 as defined in section 97A.8, multiplied by the salaries for
20 which the moneys are appropriated, and for not more than the
21 following full-time equivalent positions:

22 \$ 2,295,278
23 FTEs 53.00

24 6. For the division of state patrol, for salaries, support,
25 maintenance, workers' compensation costs, and miscellaneous
26 purposes, including the state's contribution to the peace
27 officers' retirement, accident, and disability system provided
28 in chapter 97A in the amount of the state's normal contribution
29 rate, as defined in section 97A.8, multiplied by the salaries
30 for which the moneys are appropriated, and for not more than
31 the following full-time equivalent positions:

32 \$ 30,460,146
33 FTEs 512.00

34 7. For deposit in the sick leave benefits fund established
35 under section 80.42 for all departmental employees eligible to

1 receive benefits for accrued sick leave under the collective
2 bargaining agreement:

3 \$ 139,758

4 8. For costs associated with the training and equipment
5 needs of volunteer fire fighters:

6 \$ 412,760

7 a. Notwithstanding section 8.33, moneys appropriated in
8 this subsection that remain unencumbered or unobligated at the
9 close of the fiscal year shall not revert but shall remain
10 available for expenditure only for the purpose designated in
11 this subsection until the close of the succeeding fiscal year.

12 b. Notwithstanding section 8.39, the department of public
13 safety may reallocate moneys appropriated in this section
14 as necessary to best fulfill the needs provided for in the
15 appropriation. However, the department shall not reallocate
16 moneys appropriated to the department in this section unless
17 notice of the reallocation is given to the legislative services
18 agency and the department of management prior to the effective
19 date of the reallocation. The notice shall include information
20 regarding the rationale for reallocating the moneys. The
21 department shall not reallocate moneys appropriated in this
22 section for the purpose of eliminating any program.

23 9. For the public safety interoperable and broadband
24 communications fund established in section 80.44:

25 \$ 77,331

26 Sec. 43. GAMING ENFORCEMENT.

27 1. There is appropriated from the gaming enforcement
28 revolving fund created in section 80.43 to the department of
29 public safety for the fiscal year beginning July 1, 2016, and
30 ending June 30, 2017, the following amount, or so much thereof
31 as is necessary, to be used for the purposes designated:

32 For any direct support costs for agents and officers of
33 the division of criminal investigation's excursion gambling
34 boat, gambling structure, and racetrack enclosure enforcement
35 activities, including salaries, support, maintenance, and

1 miscellaneous purposes, and for not more than the following
2 full-time equivalent positions:

3	\$	5,449,004
4	FTEs	102.00

5 2. For each additional license to conduct gambling games on
6 an excursion gambling boat, gambling structure, or racetrack
7 enclosure issued during the fiscal year beginning July 1, 2016,
8 there is appropriated from the gaming enforcement fund to the
9 department of public safety for the fiscal year beginning July
10 1, 2016, and ending June 30, 2017, an additional amount of not
11 more than \$300,000 to be used for not more than 3 additional
12 full-time equivalent positions.

13 3. The department of public safety, with the approval of the
14 department of management, may employ no more than three special
15 agents for each additional riverboat or gambling structure
16 regulated after July 1, 2016, and three special agents for
17 each racing facility which becomes operational during the
18 fiscal year which begins July 1, 2016. Positions authorized
19 in this subsection are in addition to the full-time equivalent
20 positions otherwise authorized in this section.

21 Sec. 44. CIVIL RIGHTS COMMISSION.

22 1. There is appropriated from the general fund of the state
23 to the Iowa state civil rights commission for the fiscal year
24 beginning July 1, 2016, and ending June 30, 2017, the following
25 amount, or so much thereof as is necessary, to be used for the
26 purposes designated:

27 For salaries, support, maintenance, and miscellaneous
28 purposes, and for not more than the following full-time
29 equivalent positions:

30	\$	584,770
31	FTEs	28.00

32 2. The Iowa state civil rights commission may enter into
33 a contract with a nonprofit organization to provide legal
34 assistance to resolve civil rights complaints.

35 Sec. 45. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

1 1. There is appropriated from the general fund of the state
2 to the criminal and juvenile justice planning division of the
3 department of human rights for the fiscal year beginning July
4 1, 2016, and ending June 30, 2017, the following amounts, or
5 so much thereof as is necessary, to be used for the purposes
6 designated:

7 For salaries, support, maintenance, and miscellaneous
8 purposes, and for not more than the following full-time
9 equivalent positions:

10	\$	630,053
11	FTEs	12.15

12 2. The criminal and juvenile justice planning advisory
13 council and the juvenile justice advisory council shall
14 coordinate their efforts in carrying out their respective
15 duties relative to juvenile justice.

16 Sec. 46. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
17 MANAGEMENT. There is appropriated from the E911 emergency
18 communications fund created in section 34A.7A to the department
19 of homeland security and emergency management for the fiscal
20 year beginning July 1, 2016, and ending June 30, 2017, the
21 following amount, or so much thereof as is necessary, to be
22 used for the purposes designated:

23 For implementation, support, and maintenance of the functions
24 of the administrator and program manager under chapter 34A and
25 to employ the auditor of the state to perform an annual audit
26 of the E911 emergency communications fund:

27	\$	125,000
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